

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

UNITED STATES OF AMERICA

v.

MICHAEL T. FLYNN,

Defendant

Crim. No. 17-232 (EGS)

NOTICE OF DISCOVERY CORRESPONDENCE

The United States of America, by and through its attorney, the United States Attorney for the District of Columbia, hereby files with the Court its most recent discovery correspondence in this case. Earlier today, the government transmitted the attached letter to counsel (Attachment A), which states that this morning the government confirmed that it had misidentified the authorship of the handwritten notes from the January 24, 2017 interview of the defendant. The notes the government had previously identified as Peter Strzok's, are actually the other agent's notes (*see* Surreply, Exhibit 1), and what the government had identified as the other agent's notes are Strzok's notes (*see* Surreply, Exhibit 2).

We are available should the Court have questions, or if the Court would like us to take further corrective action.

Respectfully submitted,

JESSIE K. LIU
U.S. Attorney for the District of Columbia

By: /s/

Brandon L. Van Grack
Special Assistant U.S. Attorney
950 Pennsylvania Ave., NW
Washington, DC 20530
(202) 233-0968

Jocelyn Ballantine
Assistant United States Attorney
555 4th Street NW
Washington, D.C. 20530

Dated: November 5, 2019

CERTIFICATE OF SERVICE

I, Brandon L. Van Grack, certify that I caused to be served a copy of the foregoing by electronic means on counsel of record for the defendant on November 5, 2019.

/s/
Brandon L. Van Grack
950 Pennsylvania Ave., NW
Washington, DC 20530
(202) 233-0968

Attorney for the United States of America

ATTACHMENT A



U.S. Department of Justice

Jessie K. Liu
United States Attorney

District of Columbia

*Judiciary Center
555 Fourth St., N.W.
Washington, D.C. 20530*

November 5, 2019

Via Email

Sidney Powell
2911 Turtle Creek Blvd., Suite 300
Dallas, TX 75219

Re: *United States v. Michael T. Flynn*, 17-cr-00232 (EGS)

Dear Counsel:

Last evening, we received word that our Surreply may have misidentified the authorship of the handwritten notes from the January 24, 2017 interview of your client. Specifically, we were informed that the notes we had identified as Peter Strzok's, were actually the other agent's notes (*see* Surreply, Exhibit 1), and what we had identified as the other agent's notes were in fact Strzok's notes (*see* Surreply, Exhibit 2).

This morning, we asked the FBI to re-examine the electronic records from the January 24 interview, and they confirmed that the government mistakenly identified these notes in its March 13, 2018 discovery letter. Strzok's notes are those numbered DOJSCO-700021192—DOJSCO-700021195; and the other agent's notes are those numbered DOJSCO-700021196—DOJSCO-700021198. We understand that this has caused some confusion, and we regret our error. The government has no other corrections to make about the notes.

In addition to this letter, we will be providing notice to the Court of our mistake.

Sincerely,

JESSIE K. LIU
United States Attorney

By: _____ /s/

Brandon L. Van Grack
Special Assistant United States Attorney
Jocelyn Ballantine
Assistant United States Attorney